

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

| | | |
|---------------------------|---|----------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | 4:10CR3055 |
| Plaintiff, |) | |
| |) | |
| v. |) | MEMORANDUM AND ORDER |
| |) | |
| NGHIA TRONG NGUYEN, |) | |
| |) | |
| Defendants. |) | |

IT IS ORDERED:

- 1) The defendant's unopposed motion to continue, (filing no. 40), is granted, and defendant's change of plea hearing is continued to December 21, 2010 at 1:30 p.m.
- 2) The ends of justice served by granting defendant's request to continue the change the plea hearing outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between today's date and the anticipated plea of guilty, shall be deemed excluded in any computation of time under the requirements of the Speedy Trial Act, for the reason that defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7).

DATED this 15th day of November, 2010.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge